

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 04 2001

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/867,746	05/31/2001	Bijan Tayadon	111325-63

CONFIRMATION NO. 5716

 22204
 NIXON PEABODY, LLP
 8180 GREENSBORO DRIVE
 SUITE 800
 MCLEAN, VA 22102

FORMALITIES LETTER



OC000000006360034

Date Mailed: 07/30/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

*A copy of this notice **MUST** be returned with the reply.*

AAJ

 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/06/2001 HBERHE 00000010 09867746

 01 FC:101
 02 FC:105

 710.00 OP
 130.00 OP

SECTOR
#3



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Bijan TADAYON et al.

Serial No. **09/867,746**

Filed: **May 31, 2001**

For: **METHOD AND APPARATUS FOR**

TRANSFERRING USAGE RIGHTS AND

DIGITAL WORK HAVING TRANSFERRABLE)

USAGE RIGHTS)

)

) Attn: Applications Branch

)

)

)

)

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF APPLICATION - FILING DATE GRANTED

Honorable Commissioner for Patents
Washington, D.C. 20231

September 4, 2001

Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted, under 37 CFR 1.53(b) dated July 30, 2001, submitted herewith is an executed Declaration and Power of Attorney, in compliance with 37 CFR 1.63, and a copy of Notice to File Missing Parts of Non-Provisional Application - Filing Date Granted along with the fees under 37 CFR 1.16(e). (Filing Fees - \$710.00; Surcharge - \$130). Additionally, Applicant submits a New Application Data Sheet.

The above fees are covered by the attached check in the amount of \$840.00.

Should there be any additional fees required for proper filing of the attached documents, please charge Deposit Account No. 19-2380. Prompt issuance of a filing receipt is respectfully requested.

Respectfully submitted,

Marc S. Kaufman
Reg. No. 35,212

NIXON PEABODY LLP
8180 Greensboro Drive
McLean, Virginia 22102
(703) 790-9110

MSK/kbd

**FEE TRANSMITTAL
FOR FY 2001**

SEP 04 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

\$840.00

Application Number

Complete if Known

09/867,746

Filing Date

May 31, 2001

First Named Inventor

Bijan TADAYON et al.

Examiner Name

Not yet assigned

Group Art Unit

2161

Attorney Docket No.

111325-63

METHOD OF PAYMENT

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

19-2380

Deposit
Account
Name

Nixon Peabody LLP

- ☒
- Charge Any Additional Fee Required
-
- Under 37 CFR 1.16 and 1.17

- ☐
- Applicant claims small entity status.
-
- See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

- ☒
- Check
- ☐
- Credit Card
- ☐
- Money
-
- Order
- ☐
- Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
101	201	Utility filing fee	710.00
106	206	Design filing fee	
107	207	Plant filing fee	
108	208	Reissue filing fee	
114	214	Provisional filing fee	

SUBTOTAL (1) \$710.00

2. EXTRA CLAIM FEES

Total Claims -20** = X =

Independent Claims -3** = X =

Multiple Dependent =

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
103	203	Claims in excess of 20	
102	202	Independent claims in excess of 3	
104	204	Multiple dependent claim, if not paid	
109	209	** Reissue independent claims over original patent	
110	210	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) \$

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
105	205	Surcharge - late filing fee or oath	130.00
127	227	Surcharge - late provisional filing fee or cover sheet	
139	139	Non-English transaction	
147	147	For filing a request for <i>ex parte</i> reexamination	
112	112	Requesting publication of SIR prior to Examiner action	
113	113	Requesting publication of SIR after Examiner action	
115	215	Extension for reply within first month	
116	216	Extension for reply within second month	
117	217	Extension for reply within third month	
118	218	Extension for reply within fourth month	
128	228	Extension for reply within fifth month	
119	219	Notice of Appeal	
120	220	Filing a brief in support of an appeal	
121	221	Request for oral hearing	
138	138	Petition to institute a public use proceeding	
140	240	Petition to revive - unavoidable	
141	241	Petition to revive - unintentional	
142	242	Utility issue fee (or reissue)	
143	243	Design issue fee	
144	244	Plant issue fee	
122	122	Petitions to the Commissioner	
123	123	Petitions related to provisional applications	
126	126	Submission of Information Disclosure Stmt	
581	581	Recording each patent assignment per property (times number of properties)	
146	246	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	249	For each additional invention to be examined (37 CFR § 1.29(b))	
179	249	Request for Continued Examination (RCE)	
169	169	Request for expedited examination of a design application	

Other fee (specify) _____

* Reduced by Basic Filing Fee Paid


SUBTOTAL (3) \$130.00

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on _____

Name: _____

SUBMITTED BY

Name (Print/Type)	Marc S. Kaufman	Registration No. (Attorney/Agent)	35,212	Telephone	703-790-9110
Signature				Date	September 4, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

NVA195548.1